

**PUBLIC MEETING
October 26, 2010
MINUTES**

Chairman Mike Murray called the meeting to order at 9 a.m. Commissioners Derek Brown and Andy Hunthausen were present. Others attending all or a portion of the meeting included Eric Bryson, K. Paul Stahl, Nancy Everson, Lindsay Morgan, Mark Simonich, Jack Walsh, and Rita Cortright, Recording Secretary.

Pledge of Allegiance. Everyone recited the Pledge.

Consent Action Items. (Eric Bryson)

- a. Business Associate Agreement Between Lewis & Clark County and Anderson ZurMuehlen & Co. (Nancy Everson) The agreement gives Anderson ZurMuehlen the authority to look at confidential files as part of the audit procedures, specifically, related to the patient files at the Health Department.

Eric Bryson reported on and recommended approval of the consent action items.

No public comments were received.

Commissioner Hunthausen moved approval of the consent action item and authorized the Chair to sign. Commissioner Brown seconded the motion. The motion carried 3-0.

Resolution 2010-324 Relating to \$3,000,000 Open Space General Obligation Bonds, Series 2010; Authorizing the Issuance and Calling for the Public Sale Thereof. (Nancy Everson/Aaron Rudio)

Nancy Everson reported that voters approved a bond issue in November 2008 for \$10,000,000. At this time we are issuing \$3,000,000 of these bonds. The bond is for a period of 20 years. The county has sufficient taxing authority to service this debt. The county will open bids on November 16 and the Commission will award the bids and approve the final resolution on November 18.

No public comments were received.

Commissioner Brown moved to adopt the resolution and authorized the Chair to sign. Commissioner Hunthausen seconded the motion. The motion carried 3-0.

Amended Subdivision Improvements Agreement for the Glacier Point Subdivision. (Planner: Lindsay A. Morgan) (Applicant: Glacier Point Subdivision, LLC) The Applicant is requesting an extension of the completion date until September 30, 2011.

Lindsay Morgan reported that the applicant has requested a one-year extension of their subdivision improvements agreement from September 30, 2010 to September 30, 2011. Applicants need to chip seal all of the roads, which include Valley Speedway, the

internal roads and Forestvale Road. In addition, there are landscaping requirements for the commercial lot and, and to provide access to the water and wastewater lot.

The county does not have a letter of credit to accompany this request and the current letter of credit will expire October 31. The applicant requested that the county delay action on extending the completion date for the agreement. He understands that the county planning office will recommend that the BoCC take action to collect the full amount of the letter of credit in the amount of \$242,202.50 on October 29, 2010. The bank does not intend to reset applicant's construction agreement, so as of November 1, the bank would take ownership of Glacier Point Subdivision.

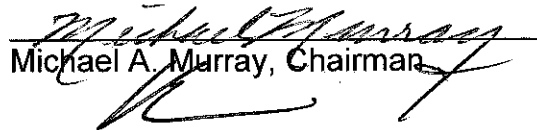
No public comments were received.

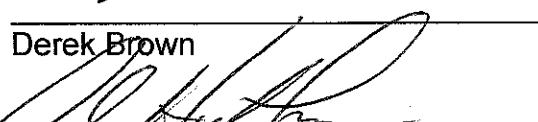
Commissioner Hunthausen moved to table this until November 4th at the recommendation of both legal staff and planning staff. Commissioner Brown seconded the motion. The motion carried 3-0.

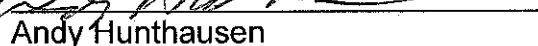
Public comments on any public matter within the jurisdiction of the Commission that is not on the agenda above. None.

There was no other business, the meeting adjourned at 9:39 a.m.

LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS


Michael A. Murray, Chairman


Derek Brown


Andy Hunthausen

ATTEST:


Paulette DeHart, Clerk of the Board